

SUPREME COURT OF WISCONSIN

Case No.: 98-1737

Complete Title
of Case:

Douglas-Hanson Company, Inc.,
Plaintiff-Respondent,
v.
BF Goodrich Company,
Defendant-Appellant-Petitioner.

REVIEW OF A DECISION OF THE COURT OF APPEALS
Reported at: 229 Wis. 2d 132, 598 N.W.2d 262
(Ct. App. 1999-Published)

Opinion Filed: March 10, 2000
Submitted on Briefs:
Oral Argument: February 29, 2000

Source of APPEAL

COURT: Circuit
COUNTY: St. Croix
JUDGE: Scott R. Needham

JUSTICES:

Concurred:
Dissented:
Not Participating: WILCOX, J.

ATTORNEYS: For the defendant-appellant-petitioner there were
briefs by *Eric J. Magnuson, John B. Lunseth II* and *Rider,*
Bennett, Egan & Arundel, LLP, Minneapolis, and *Daniel W.*
Hildebrand and *DeWitt Ross & Stevens*, Madison, and oral argument
by *Daniel W. Hildebrand*.

For the plaintiff-respondent there was a brief by
Michael R. Gray, Scott S. Payzant and *Mackall, Crounse & Moore,*
PLC, Minneapolis, and oral argument by *Scott S. Payzant*.

NOTICE

This opinion is subject to further editing and modification. The final version will appear in the bound volume of the official reports.

No. 98-1737

STATE OF WISCONSIN

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IN SUPREME COURT

FILED

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Defendant-Appellant-Petitioner.

MAR 10, 2000

Cornelia G. Clark
Acting Clerk of Supreme Court
Madison, WI

REVIEW of a decision of the Court of Appeals. *Affirmed.*

¶1 PER CURIAM. The court is equally divided on the question of whether the published decision of the court of appeals, Douglas-Hanson Co., Inc. v. BF Goodrich Co., No. 98-1737 (June 29, 1999), should be affirmed or reversed. Chief Justice SHIRLEY S. ABRAHAMSON, Justice ANN WALSH BRADLEY, and Justice DAVID T. PROSSER would affirm; Justice WILLIAM A. BABLITCH, Justice N. PATRICK CROOKS, and Justice DIANE S. SYKES would reverse. Justice JON P. WILCOX did not participate.

¶2 Accordingly, the decision of the court of appeals is affirmed.

